

# **United States Department of the Interior Bureau of Land Management**

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## **Decision Record Environmental Assessment**

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**DOI-BLM-UT-0300-2015-0037-EA  
June 2015**

### **Garfield County B-Roll Film Permit**

***Location:* Grand Staircase-Escalante National Monument**

***Applicant/Address:*** Garfield County Office of Tourism  
PO Box 200  
Panguitch, UT 84759

***U.S. Department of the Interior  
Bureau of Land Management  
Grand Staircase-Escalante National Monument  
669 South HWY 89A  
Kanab, Utah 84741  
Phone: 435-644-1200  
Fax: 435-644-1305***



**DECISION RECORD**  
**Environmental Assessment**  
**DOI-BLM-UT-0300-2013-0019-EA-2013**  
**Garfield County B-Roll Film Permit**

It is my decision to authorize the Proposed Action to issue a 2920 Filming Permit to the Garfield County Office of Tourism for filming on public lands managed by the Grand Staircase-Escalante National Monument, as described in the Garfield County B-Roll Film Permit EA (including all design features) and along with the stipulations included in the permit's Special Conditions for UTU-091213, (attached). The permit would allow Garfield County Office of Tourism to film over a three-day period from June 15<sup>th</sup> through May 17<sup>th</sup>, 2015. The Finding of No Significant Impact found no significant impacts, thus an environmental impact statement (EIS) is not required.

**Authorities:** The authority for this decision is contained in Sections 302 of the Federal Land Policy and Management Act of 1976 (43 U.S.C. 1732, 1733, 1740) which authorizes the Secretary of the Interior to issue regulations providing for the use, occupancy, and development of the public lands through leases, permits, and easements. In accordance with the regulations contained in, Title 43 Code of Federal Regulations, Section 2920.

**Compliance and Monitoring:** Filming activities will be monitored for compliance with the film permit and special conditions by the Grand Staircase-Escalante National Monument's staff from initial set up at Little Death Hollow Trailhead through demobilization at the end of Spencer Flats Road. Should the permit holder not comply with the terms and conditions of the permit and the special conditions, the Realty Specialist will issue an order to cease and desist until the problem or noncompliance issue is resolved. Should the permit holder not be able to comply with the film permit's terms and conditions or special conditions, filming will stop until appropriate NEPA analysis can be performed.

**Terms / Conditions / Stipulations:** The following are a list of the special conditions of the film permit UTU-89612:

This Land Use Permit (filming permit) will authorize commercial filming on BLM-managed lands within the Grand Staircase-Escalante National Monument (GSENM). The filming permit will be issued for a term not to exceed 3 filming days.

This is a county proposed action, cost recovery and rental fees will not be imposed for the issuance of this one-time use permit, as per 43CFR2804.16.

Filming is limited to the use of surface located cameras either hand held or tripod-mounted only. No soil excavation will be allowed without monitor approval.

Filming crews shall be restricted to a group size not to exceed 12 people in the Primitive Zone.

Group size will not exceed 12 people in the Primitive Zone.

Do not disclose specific locations of cultural sites or artifacts.

No collection on public lands.

No Fires within the Escalante Canyon area or tributaries of the Escalante Canyon.

Concentrate use on existing trails and campsites.

Keep focus activity in areas where vegetation is absent.

Pack it in, pack it out. Inspect your campsite and rest areas for trash or spilled foods. Pack out all trash, leftover food and litter.

In canyon areas human waste bags will be used and waste removed.

Outside of canyon areas, if human waste bags are not used, deposit solid human waste in catholes dug 6 to 8 inches deep, at least 200 feet from water, camp and trails. Cover and disguise the cathole when finished.

Preserve the past: examine, but do not touch cultural or historic structures and artifacts.

Leave rocks, plants and other natural objects as you find them.

Respect other visitors and protect the quality of their experience.

Prior to beginning filming activities, Permittee shall furnish filming crew members with a copy of the terms and conditions of this permit and explain the limitations imposed by such terms and conditions.

All terms and conditions applicable to this permit apply to Permittee, his employees, contractors, and clients. Permittee is responsible for all actions of his employees, contractors, and/or clients on public lands.

The BLM reserves the right to alter the terms and conditions of this permit at any time for reasons such as policy changes, administrative procedures changes, stipulation changes, impacts to resource values, user conflicts, etc. BLM also reserves the right to cancel this permit as it applies to any lands which Congress may formally designate as a wilderness area.

If at any time hereafter Permittee wishes to change or modify his operations from what has been authorized in this filming permit, the prior written approval of the BLM authorized officer must be obtained.

**PLAN CONFORMANCE AND CONSISTENCY:**

The proposed action is in conformance with the Grand Staircase-Escalante National Monument Management Plan (Approved 2000) (MMP), because it is specifically provided for in the following MMP decisions:

**Decision, FILM-1** states: "Filming may be approved in all zones if the activity complies with the zone requirements and Plan provisions. Permits for commercial filming will be required and the preparation of a project-level NEPA document (BLM Manual 2920) may be required."

The proposed action is consistent with federal environmental laws and regulations, Executive Orders, and Department of Interior and GSENM policies, including the following:

*Federal Lands Policy and Management Act (1976), \ Section 302 (b)*

In managing the public lands, the Secretary shall, subject to this Act and other applicable law and under such terms and conditions as are consistent with such law, regulate, through easements, permits, leases, licenses, published rules, or other instruments as the Secretary deems appropriate, the use, occupancy, and development of the public lands, including, but not limited to, long-term leases to permit individuals to utilize public lands for habitation, cultivation, and the development of small trade or manufacturing concerns.

*Proclamation for the Grand Staircase-Escalante National Monument (1996)*

Title 43 Code of Federal Regulations § 2920

2920.0-3 Purpose. The purpose of the regulations in this part is to establish procedures for the orderly and timely processing of proposals for non-Federal use of the public lands. The procedural and informational requirements set by these regulations vary in relation to the nature of the anticipated use.

2920.0-3 Authority. Sections 302 of the Federal Land Policy and Management Act of 1976 (43 U.S.C. 1732, 1733, 1740) authorize the Secretary of the Interior to issue regulations providing for the use, occupancy, and development of the public lands through leases, permits, and easements. The action as proposed is in compliance with state laws and local and county ordinances and plans, including the following:

**Alternatives Considered:** The environmental assessment focuses on the Proposed Action and No Action alternatives. No other action alternatives were addressed in this EA, as no unresolved resource issues were identified necessitating consideration of another action alternative. The No Action alternative is considered and analyzed to provide a baseline for the comparison of the impacts of the proposed action.

**Rationale for Decision:** The No Action alternative was not selected, as it would not meet the need of the proposed action, and the analysis in the environmental assessment determined that there were no potential impacts with the proposed action.

The Proposed action was selected, as it meets the purpose and need and the NEPA analysis did not determine any potential impacts from the proposed action. The proposed action conforms with the Monument Management Plan.

**Protest/Appeal Language:** Persons adversely affected by this decision may appeal the decision to the Interior Board of Land Appeals in accordance with the procedures found in Title 43, Part 4 of the Code of Federal Regulations (43 CFR 4). In accordance with 43 CFR § 2920.2-2 (b), this decision shall take effect immediately upon the date it is signed by the Authorized Officer and shall remain in effect while any appeal is pending unless the Interior Board of Land Appeals issues a stay.

You must file a *notice of appeal* within 30 days of the decision to the Authorized Officer at the Grand Staircase-Escalante National Monument at 669 South HWY 89A, Kanab, Utah 84741. Your *notice of appeal* must include a *statement of reasons* and *proof of service* (see 43 CFR 4). You, the appellant, have the burden of showing that the decision appealed from is in error.

If you wish to file a request (petition) for a suspension (stay) of the effectiveness of this decision during the time your appeal is being reviewed by the Interior Board of Land Appeals, the request must accompany your *notice of appeal*. If you request a suspension, you have the burden of proof to show sufficient justification why the suspension should be granted based on the following standards, except as otherwise provided by law or other pertinent regulations (43 CFR 4.21):

Standards for Obtaining a Stay

1. The relative harm to the parties if the stay is granted or denied;
2. The likelihood of the appellant's success on the merits;
3. The likelihood of immediate and irreparable harm if the stay is not granted; and
4. Whether the public interest favors granting the stay.

  
\_\_\_\_\_  
Authorized Officer

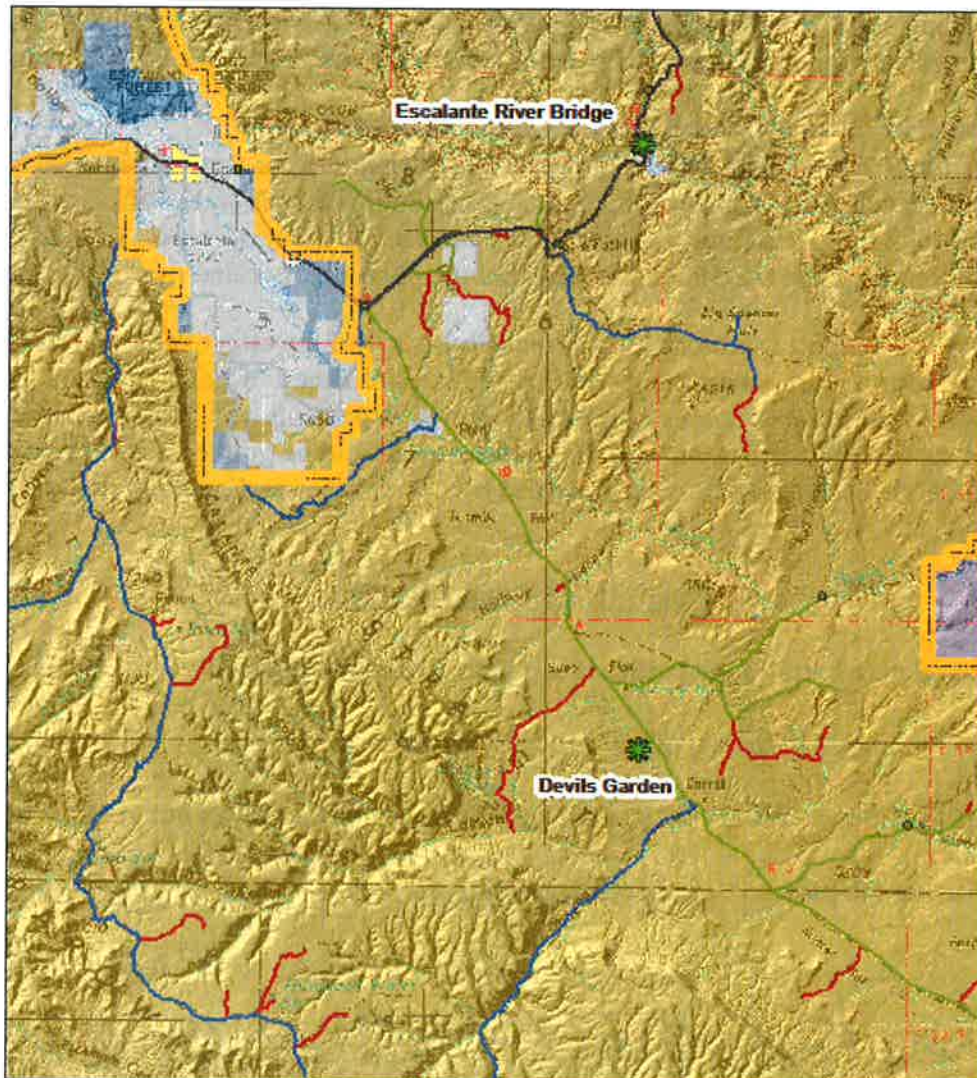
6-12-15  
\_\_\_\_\_  
Date

**Attachments:** Map

**Film Permit Application**

**June 2015**

**BLM**



**GSENM**



**Grand Staircase -  
Escalante National  
Monument**

UTM NAD 83 Zone 12  
Scale: 1:200,000

No warranty is made by the BLM  
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not intended by the BLM.

